

422 PCT/PTO 2 2 AUG 2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
U.S. PCT DESIGNATED/ELECTED OFFICE (DO/EO/US)

In re U.S. National Stage Appln. of

Jan Abraham VAN ASSELT

Serial No.: 09/582,556

I.A. No. PCT/GB99/00001

I.A. Filing Date: January 4, 1999

Priority Date: January 3, 1998

For: BALL GAME APPARATUS



Attorney Docket: 112134-00102

**SUBMISSION OF EXECUTED INVENTOR'S DECLARATION,
VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS,
REQUEST FOR REFUND
AND TRANSMITTAL OF FORM PCT/IB/306**

Assistant Commissioner for Patents
Box PCT
Washington, D.C. 20231

Adjustment date: 08/24/2000 ERIMANDO
07/10/2000 WCLAYBRD 00000071 09582556
01 FC:970 -840.00 OP

08/24/2000 ERIMANDO 00000205 09582556
01 FC:971 420.00 OP

Sir:

In response to the NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) mailed July 27, 2000 (copy attached), Applicant submits herewith the fully executed Inventor's Declaration and Power of Attorney in connection with the above-identified patent application. It is submitted that this Declaration is in full compliance with 37 C.F.R. 1.497(a) and (b) and the requirements for acceptance of this application under 35 U.S.C. 371 have now been met.

Also submitted herewith is an executed Verified Statement Claiming Small Entity Status for an independent inventor. In view of the fact that the executed Verified Statement is being filed within two months from the payment of the filing fees in this application, **a refund of one half of the fees paid, i.e. \$420.00, is requested.** The Commissioner is requested to credit this amount to Applicant's undersigned attorney's Deposit Account No. 23-2185. A duplicate copy of this paper is attached for use by the deposit account branch.

08/24/2000 ERIMANDO 00000204 09582556

01 FC:254

65.00 OP

Repln. Ref: 08/24/2000 ERIMANDO 0010271000
DA#:232185 Name/Number:09582556
FC: 704 \$420.00 CR

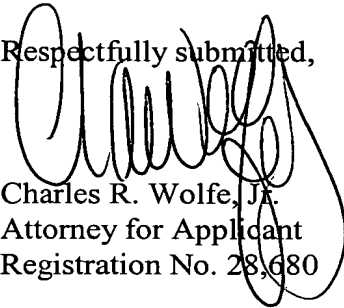
Serial No. 09/582,556
IA No. PCT/GB99/00001

A check in the amount of \$65.00 is attached to cover the surcharge for a small entity for furnishing the Declaration later than 30 months from the earliest claimed priority date (37 C.F.R. 1.492(e)).

Finally, attached is a copy of Form PCT/IB/306 reflecting the fact that the applicant/inventor's name has been officially corrected to read "Jan Abraham Van Asselt".

The Commissioner is hereby authorized to charge any underpayment of fees, or credit any overpayment of fees to Deposit Account No. 21-2385. A duplicate copy of this sheet is enclosed.

Respectfully submitted,



Charles R. Wolfe, Jr.
Attorney for Applicant
Registration No. 28,680

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Date: August 22, 2000

097582556



UNITED STATES DEPARTMENT OF COMMERCE
 Patent and Trademark Office
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 Box PCT
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CRW

PTO/PAT/22 AUG 2000

112134-00102

U.S. APPLICATION NO. 09/582,556	FIRST NAMED APPLICANT ABRAM	ATTY. DCKET NO. PCT/GB97/00001
BLANK ROME COMISKY & MCCAULEY 900 - 17TH STREET NW SUITE 1000 WASHINGTON DC 20006		
INTERNATIONAL APPLICATION NO. I.A. FILING DATE 01/04/97 PRIORITY DATE 01/03/98 DATE MAILED: 07/27/00		

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

- ☐ non-English language.
☒ English.

☒ Translation of the international application into English.

☐ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☒ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☐ Preliminary amendment(s) filed _____ and _____.

☐ Information Disclosure Statement(s) filed _____ and _____.

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed _____.

☐ Verified Statement Claiming Small Entity Status.

☒ Priority Document.

☒ Copy of the International Search Report ☐ and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
- ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

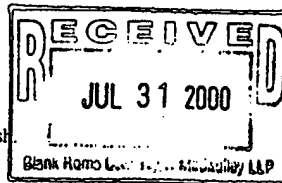
5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice *MUST* be returned with this response.

- Enclosed:
☐ PCT/DO/EO/917 ☐ Notice of Defective Translation
☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)



DOCKETED

112134.0102

AUG 3 2000

Action Due Due Date

Decl & surcharge due 8/27/00
lost due 2/27/01

BEST AVAILABLE COPY

Paulette Kidwell Paralegal
 Telephone: 703-305-3656